

AUBURN CITY COUNCIL MINUTES
REGULAR SESSION
October 25, 2004, 6:00 p.m.

The Regular Session of the Auburn City Council was held in the Council Chamber, City Hall at 1225 Lincoln Way, Auburn, California with Mayor Cheryl Maki presiding and City Clerk Joseph G.R. Labrie recording the minutes.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

Council Members Present: Kathy Sands, Alice Dowdin,
Kevin Hanley, Mike Holmes,
Mayor Cheryl Maki

Council Members Absent: None

Staff Members Present: City Manager Bob Richardson
City Attorney Charles Wachob
Police Chief Nick Willick
Fire Chief Mark D'Ambrogi
Interim Public Works Director
Jack Warren
Engineering Division Manager
Bernie Schroeder
Community Development
Director Will Wong
Associate Planner Reg Murray

**MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/
ANNOUNCEMENTS**

Mayor's Commendation: Robin Yonash

AGENDA APPROVAL

Item 13 was moved to immediately follow Item 8.

CONSENT CALENDAR

1. **Meadows Subdivision**

By **RESOLUTION 04-136** approve the Final Map for recording and authorize the execution of the Subdivision Agreement for the Meadows Subdivision.

2. **County of Placer Recycling Market Development Zone (RMDZ)**

By **RESOLUTION 04-137** support the renewal of the County of Placer Recycling Market Development Zone (RMDZ).

3. **Fire Department Purchase of New Type 1 Fire Apparatus**

By **MOTION** authorize the Fire Chief to initiate the Request For Proposal (RFP) process to purchase one (1) new type 1 fire apparatus.

4. **Annual Local Transportation and State Transit Assistance Fund Claims**

By **RESOLUTION 04-138** authorize the Director of Public Works to submit and execute on behalf of the City of Auburn the 2004/05 Transportation of Development Act (TDA) claims for the Local Transportation Fund (LTF) in the amount of \$620,487 and the State Transit Assistance Fund (STA) in the amount of \$16,761 to the Placer County Transportation Planning Agency (PCTPA).

5. **Community Festival Committee Funding Request for 2004 Auburn Community Festival – Economic Development Commission Recommendation**

By **RESOLUTION 04-139** approve a funding grant in the amount of \$1,000 for the 2004 Auburn Community Festival, as recommended by the Economic Development Commission.

6. **Quarterly Report of Investments**

Receive and file the “Treasurer’s Quarterly Investment Report” for the City of Auburn for the quarter ending September 30, 2004.

7. **First Quarter Financial Status Report – FY 2004-05**

By **RESOLUTION 04-140** approve changes in Estimated Revenues and Appropriations for Expenditures for the City's General and Special Funds, as set forth in Attachment #5.

***** End of Consent Calendar *****

By **MOTION** approve Consent Calendar. **MOTION: Dowdin/Sands/ Approved 5:0**

8. **Public Comment**

Council Member Sands spoke about the Make A Difference Day cleanup.

Council Member Holmes asked that the adjournment of this meeting be in honor of David Waters.

PUBLIC HEARING

9, **Zoning Ordinance Amendment for Design Review and Historic Preservation**

Item 13 preceded this item.

A. By **MOTION** find the Zoning Ordinance Amendment for Design Review and Historic Preservation Categorically Exempt from the California Environmental Quality Act (CEQA) per Section 15308 – Actions by Regulatory Agencies for Protection of the Environment.

MOTION: Dowdin/Hanley/Approved by voice.

B. By **MOTION** find that the Ordinance Amendment for Design Review and Historic Preservation are:

1. Consistent with the General Plan; and
2. Consistent with the public interest, health, safety, and welfare of the City.

MOTION: Holmes/Sands/Approved by voice.

C. Introduce and hold a first reading, by title only, of an ordinance which:

1. Repeals Article 8 of Chapter 4 of Title 9 of the Auburn Municipal Code (Design Control) and replace it with Article 8 (Design Review Ordinance);

2. Adopts Article 27 of Chapter 4 of Title 9 (Historic Preservation Ordinance) and repeal Sec. 8-9.01 and 8-9.02 of the Auburn Municipal Code (Historical Buildings);
3. Amends Sections 9-4.115, 9-4.517(d) (3), 9-4-517(d) (5), 9-4.1005, 9-4.1006, and 9-4.1009 of the Zoning Ordinance; and
4. Repeals Zoning Map Exhibit to Title 9.

MOTION: Sands/Holmes/Approved as amended 5:0

First reading by title only by City Attorney Charles Wachob

C. By **RESOLUTION 04-143** take the following actions:

1. Adopt Historic Preservation Architectural Design Guidelines;
2. Repeal Resolution 77-158 and adopt guidelines to voluntarily designate historical buildings and sites; and
3. Establish design review and historic design review fees.

MOTION: Hanley/Dowdin/Approved 5:0 as amended.

REPORTS

10. **Quarterly Reports from Committees and Commissions**

A. Library Advisory Board

A written report was submitted.

11. **Informational Reports from Staff**

A. Police Chief's Quarterly Report: Programs, services, Stats

Postponed but written report was submitted.

B. City Manager's Quarterly Report: Discretionary Fund Activity

Written report was submitted.

12. **City Council Committee Reports**

None

COUNCIL BUSINESS

13. **Second Reading of Cable Enabling Ordinance, Franchise Ordinance and Resolution Approving Consent to Assignment of Franchise for Security Purposes**

This item was discussed immediately after PUBLIC COMMENT (item 8).

Dean Henderson, Senior Vice President of Starstream Communications thanked the City of Auburn for offering Starstream the opportunity to service this community.

- A. By **ORDINANCE 04-06** approve the Cable Enabling Ordinance. This ordinance replaces Ordinance 96-9. **MOTION: DOWDIN/HOLMES: Approved 5:0**

Second reading by title only by City Attorney Charles Wachob.

- B. By **ORDINANCE 04-07** approve the Franchise Ordinance. This ordinance replaces Ordinance 96-10. **MOTION: Holmes/Dowdin/Approved 5:0**

Second reading by title only by City Attorney Charles Wachob.

- C. By **RESOLUTION 04-141** approve the Consent to Assignment of Franchise for Security Purposes. **MOTION: Dowdin/Sands/Approved 5:0**

14. **Wastewater Treatment Plant and Sewer Collection**

The Council was given a presentation on the various aspects of the City's Wastewater Treatment Plant and Sewage Collection System and the reasoning behind the 3% annual increase in the Management fee.

Council Member Hanley said he favored the city submitting a Request For Proposal (RFP) putting such large contracts to competition.

Mayor Maki responded that she favors continuing with the same contractor who has been with us since the time we were in violation. OMI has the historic memory of all that had occurred since then. Not only is this contract fair, but we also pay less for the same services that surrounding entities receive.

By **RESOLUTION 04-142** authorize the Director of Public Works to execute a five year contract with OMI for the operations, maintenance and management of the City's Wastewater Treatment Plant and Sewage

Collection System. The proposed contract will have a five-year term and include a negotiated 3% annual increase in Management fee and a Direct Cost Budget based on the previous year's expenditures.

MOTION: Holmes/Maki/Approved 4:1/No: Hanley

Adjournment at 8:42 p.m. in memory of David Waters.

Cheryl Maki, Mayor

Joseph G.R. Labrie, City Clerk